

Supplementary Information and Procedures for Submitting Comments

The Energy Policy Act of 2005

On August 8, 2005, EPACT 2005 (Pub. L. 109-58) was signed into law by the President. Section 136(b) of EPACT 2005 contains energy conservation standards for small ($\geq 65,000$ Btu/h to $< 135,000$ Btu/h), large ($\geq 135,000$ Btu/h to $< 240,000$ Btu/h), and very large ($\geq 240,000$ Btu/h to $< 760,000$ Btu/h) commercial packaged air conditioners and heat pumps. The definitions of small, large and very large commercial packaged air conditioners and heat pumps in Section 136(a) of EPACT 2005 implicitly cover SPVUs. However, since the energy conservation standards contained in EPACT 2005 cover only single packaged vertical units (SPVUs) $\geq 65,000$ Btu/h to $< 760,000$ Btu/h, the Department is only addressing SPVUs that are $< 65,000$ Btu/h only.

Submission of Comments

The Department will accept comments, data, and information regarding the Federal Register notice announcing this public meeting, before or after the public meeting, but no later than the date provided at the beginning of the notice. Please submit comments, data, and information electronically. Send them to the following e-mail address: Brenda.Edwards-Jones@ee.doe.gov. Submit electronic comments in WordPerfect, Microsoft Word, PDF, or text (ASCII) file format and avoid the use of special characters or any form of encryption. Comments in electronic format should be identified by the docket numbers EE-RM/STD-03-100, EE-RM/STD-03-200, and EE-RM/STD and/or RIN numbers 1904-AB16, 1904-AB17, and 1904-AB44 and wherever possible carry the electronic signature of the author. Absent an electronic signature, comments submitted electronically must be followed and authenticated by submitting the signed original paper document. No telefacsimiles (faxes) will be accepted.

According to 10 CFR 1004.11, any person submitting information that he or she believes to be confidential and exempt by law from public disclosure should submit two copies: one copy of the document including all the information believed to be confidential, and one copy of the document with the information believed to be confidential deleted. The Department of Energy will make its own determination about the confidential status of the information and treat it according to its determination.

Factors of interest to the Department when evaluating requests to treat submitted information as confidential include: (1) A description of the items; (2) whether and why such items are customarily treated as confidential within the industry; (3) whether the information is generally known by or available from other sources; (4) whether the information has previously been made available to others without obligation concerning its confidentiality; (5) an explanation of the competitive injury to the submitting person which would result from public disclosure; (6) when such information might lose its confidential character due to the passage of time; and (7) why disclosure of the information would be contrary to the public interest.

Issues on Which DOE Seeks Comment

The Department is interested in receiving comments on all aspects of this rulemaking. The Department especially invites comments and views of interested parties concerning (1) the analysis contained in the TSD announced in the Federal Register notice and (2) any information or evidence as to the suitability for adoption as Federal standards of the amendments, and pending amendments discussed above, to the Standard 90.1 efficiency levels for gas-fired instantaneous water heaters (IWHs), commercial packaged terminal air conditioners (PTACs) and packaged terminal heat pumps (PTHPs), packaged boilers, three-phase air conditioners (ACs) and heat pumps (HPs) <65,000 Btu/h, and single package vertical air conditioners (SPVACs) and single package vertical heat pumps (SPVHPs). For example, comments might include additional evidence, not discussed in the technical support document (TSD) or in the Federal Register notice, bearing on whether uniform national standards more stringent than the ones in the ASHRAE Standard 90.1 amendments for this equipment would be technologically feasible and economically justified, would result in significant energy conservation, or would be likely to result in the unavailability of products with characteristics substantially the same as those generally available in the United States now. After the period for written comments, the Department will consider the views submitted in formulating rules as to uniform energy efficiency standards for gas-fired IWHs, commercial PTACs and PTHPs, packaged boilers, three-phase ACs and HPs <65,000 Btu/h, and SPVACs and SPVHPs.